

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

PUBLIC SERVANTS - Andhra Pradesh Housing Board - Allegation of corruption against Sri V.Seshagiri Rao, Senior Assistant (Retired), formerly at office of the Executive Engineer, Andhra Pradesh Housing Board, Warangal - Trapped on 09.10.2002 - Prosecuted in a Court of Law - Convicted - Withholding of entire pension and gratuity permanently under rule 9 of the Andhra Pradesh Revised Pension Rules, 1980 - Orders - Issued.

HOUSING (VIG.CELL) DEPARTMENT

G.O.Ms.No. 5

Dated: 11th February, 2009
Read the following:-

1. Judgment dated 15.10.2008 of the Principal Special Judge for Special Police Establishment and Anti Corruption Bureau Cases, City Civil Court, Hyderabad in C.C.No.14 of 2004.
2. Government Memorandum No.5080/Vig.Cell/A1/2002-9, Housing (Vig.Cell) Department, dated 18.11.2008.
3. Explanation dated 11.12.2008 of Sri V.Seshagiri Rao, Senior Assistant (Retired), formerly at O/o. the Executive Engineer, Andhra Pradesh Housing Board, Warangal.

O R D E R:

Whereas, Sri V.Seshagiri Rao, Senior Assistant (Retired), formerly at office of the Executive Engineer, Andhra Pradesh Housing Board, Warangal has been found guilty of the charges framed against him under section 7 and clause (d) of sub-section (1) of section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988) and has been convicted under sub-section (2) of section 248 of Criminal Procedure Code 1973. The said Sri V.Seshagiri Rao has been sentenced to undergo Rigorous Imprisonment for a period of 6 months and to pay a fine of Rs.250/- in default to undergo Simple Imprisonment for a period of one month for the offence punishable under section 7 of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988). Further, the said Sri V.Seshagiri Rao has been further sentenced to undergo Rigorous Imprisonment for a period of one year and to pay a fine of Rs.250/- in default to undergo Simple Imprisonment for a period for one month for the offence punishable under clause (d) of sub-section (1) of section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 in Calendar Case No.14 of 2004, dated 15.10.2008;

(2) And whereas, it is considered that the conduct of the said Sri V.Seshagiri Rao, Senior Assistant (Retired), formerly at office of the Executive Engineer, Andhra Pradesh Housing Board, Warangal, which has led to his conviction is such as to warrant the imposition of a major penalty of withholding of entire pension and gratuity permanently on the said Sri V.Seshagiri Rao, Senior Assistant (Retired), under sub-rule (i) of rule 25 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991 read with 9 of the Andhra Pradesh Revised Pension Rules, 1980. As required under rule 9 of the Andhra Pradesh Revised Pension Rules, 1980, a copy of the judgment first read above, has been communicated to the said Sri V.Seshagiri Rao, Senior Assistant (Retired), with a direction to submit his explanation on the proposed punishment of withholding entire pension and gratuity permanently vide Government Memorandum 2nd read above;

(3) And whereas, the said Sri V.Seshagiri Rao, Senior Assistant (Retired), has submitted his explanation in the reference 3rd read above, stating that the trial court judgment is stayed by the Hon'ble High Court of Andhra Pradesh in Criminal Appeal Miscellaneous Petition No.2098 in Criminal Appeal No.1350 of 2008 on 10.11.2008 and requested to continue the payment of provisional pension, which was already sanctioned, as the judicial proceedings are not reaches finality;

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(4) And whereas, the Government after careful examination of the matter, observed that the Hon'ble High Court of Andhra Pradesh in its orders dated 10.11.2008 in Criminal Appeal Miscellaneous Petition No.2098 of 2008 in Criminal Appeal No.1350/2008, granted interim stay on execution of sentence of imprisonment alone by way of bail, but not on conviction and there are no valid grounds put-forth by the said Sri V.Seshagiri Rao, Senior Assistant (Retired) in his explanation;

(5) Now, therefore, in exercise of the powers conferred by sub-rule (i) of rule-25 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 read with rule-9 of the Andhra Pradesh Revised Pension Rules, 1980, the Government hereby impose the penalty of withholding of entire pension and gratuity permanently of the said Sri V.Seshagiri Rao, Senior Assistant (Retired), formerly at office of the Executive Engineer, Andhra Pradesh Housing Board, Warangal.

(6) The Vice Chairman and Housing Commissioner, Andhra Pradesh Housing Board, Hyderabad shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT**

To
Sri V.Seshagiri Rao, Senior Assistant (Retired),
formerly at O/o. the E.E., A.P.H.B., Warangal.
Through: The V.C.&H.C., A.P.H.B., Hyderabad.
The Vice Chairman & Housing Commissioner, A.P. Housing Board, Hyderabad.
The Director General, Anti Corruption Bureau, Hyderabad.
Copy to:
The Secretary, A.P. Vigilance Commission, Secretariat, Hyderabad.
The Law (B) Department.
Sf/sc.

//FORWARDED::BY ORDER//

SECTION OFFICER